



CERTIFICATE OF MAILING
37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below:

September 26, 2002
Date


Mark D. Moore

#20

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

BARRY J. BYRNE
JAMES E. CONWAY
GARY S. HAYWARD
NICHOLAS MUZYCZKA
SERGEI ZOLOTUKHIN

Group Art Unit: 1636

Examiner: Gerald Leffers, Jr.

Atty. Dkt. No.: 4300.012100

Serial No.: 09/404,448

Filed: September 22, 1999

For: RECOMBINANT HERPES SIMPLEX
VIRAL VECTOR COMPOSITIONS
(as amended)

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TECH CENTER 1600/2900

**REQUEST FOR EXTENSION OF TIME TO RESPOND TO
OFFICE ACTION DATED MARCH 26, 2002**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. § 1.136(a), Applicants petition for an extension of time of three months to and including September 26, 2002, in which to respond to the Office Action dated March 26, 2002.

Pursuant to 37 C.F.R. § 1.17, a check in the amount of \$460.00 is enclosed for the three month extension of time.

10/03/2002 EHAILE1 00000028 09404448

01 FC:217

460.00 DP

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Assistant Commissioner is authorized to deduct or credit said fees from or to Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/4300.012100.

Respectfully submitted,

Date: September 26, 2002



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AGENT FOR APPLICANTS